

Public Services – Revenue Department – Allegation of corruption against Sri. Darsi Venkata Subbaiah, Office Subordinate (Attender), O/o Special Deputy Collector (L.A), Chitravathi Balancing Reservoir, Unit-II, Pulivendula, Kadapa District – Trapped on 27-05-2008- Sanction of Prosecution – Orders- Issued.

REVENUE (VIGILANCE-III) DEPARTMENT

DATED:27 -7-2009

1) Whereas, Sri. Darsi Venkata Subbaiah worked as Office sub ordinate (Attender) in the office of Special Deputy Collector (LA), Chitravathi Balancing Reservoir, Unit-II, Pulivendula, Kadapa District from 10-09-2007 to 27-05-2008 and by virtue of the post held by him, he falls under the category of Public Servant as defined under Section 2(c) of the Prevention of Corruption Act, 1988.

3) And whereas, it is alleged that Sri. Ram Mohan Reddy's brother-in-law Hanumantha Reddy (husband of his sister Parvathamma) died about 3 years back. Smt. Parvathamma has 2.60 acres agricultural land in the fields of Goddumarri Gram Panchayat with some coconut trees existing, the Government of A.P., took up the work of Chitravathi Balancing Reservoir for which purpose 1.39 acres of land of Smt. Pavarthamma was acquired along with lands of others by Revenue authorities and 2 months prior to the trap, a cheque for Rs. 1,85,000/- as compensation was sanctioned in the name of Smt. J. Parvathamma. This cheque had to be issued to Smt. J. Parvathamma by Sri. P. Aswartha Narayana, Special Deputy Collector, (LA), CBR, Unit-II, Pulivendula, Kadapa District. About 1 ½ months prior to the trap the work of getting cheque from the Special Deputy Collector was entrusted to Sri R.Ram Mohan Reddy by his sister as she is an illiterate and is not in a position to move around the offices. Accordingly, Sri R. Ram Mohan Reddy visited the office of the Special Deputy Collector, Sri. Poola Aswartha Narayana, CVBR, Unit-II, Pulivendula, Kadapa district, met the officials and enquired with regard to the compensation cheque. On 9-5-2008 Sri Ram Mohan Reddy met the Special Deputy Collector Sri Poola Aswartha Narayana and enquired about the cheque to be issued to his sister. Sri Poola Aswartha Narayana asked Sri R. Ram Mohan Reddy to come on 12-5-2008. Accordingly, on 12-5-2008 Sri R. Ram Mohan Reddy met Sri Poola Aswartha Narayana, Special Deputy Collector, who demanded him Rs. 15,000/- as bribe for issuing the cheque. For which Sri R. Ram Mohan Reddy stated that his sister is not in a position to give such huge amount as she is a widow with livelihood source of 2.60 acres of land only and that his sister is intended to perform the marriage of her

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daughter with the compensation amount and requested the Special Deputy Collector, Sri. Poola Aswartha Narayana to consider the matter. But Sri Poola Aswartha Narayana, Special Deputy Collector, did not consider his request and bluntly stated that he would issue the cheque only after the payment of bribe amount of Rs. 15,000/-. Unwillingly, Sri. R. Ram Mohan Reddy agreed for this and informed Sri. Poola Aswartha Narayana, Special Deputy Collector that he would come after consulting with his sister. Sri R. Ram Mohan Reddy went to the village of his sister and informed about the demand of the Special Deputy Collector, Sri. Poola Aswartha Narayana for bribe. Thereafter, Sri R. Ram Mohan Reddy along with his sister met Sri Poola Aswartha Narayana, Special Deputy Collector, on 24-5-2008 and requested him to help them. Upon which, Sri Poola Aswartha Narayana, Special Deputy Collector considered and reduced his demand from Rs. 15,000/- to Rs.10,000/- and instructed them to come on 27-5-2008 along with the bribe amount of Rs. 10,000/- to collect cheque from him.

4) And whereas, Sri. R. Ram Mohan Reddy and his sister J. Parvathamma are not willing to pay the bribe to Sri Poola Aswartha Narayana, Special Deputy Collector. Sri R. Ram Mohan Reddy approached the Inspector, ACB, Kadapa on 26-5-2008 at 10.30 AM and gave a report. On 27-5-2008 at 2-00 PM the DSP, ACB, Tirupati Range, Tirupati registered the complaint of Sri R. Ram Mohan Reddy as a case in Cr. No. 09/RCT-TCD/2008 after due verification.

5) On 27-05-2008 at 3-30 PM, the trap party members along with Sri. R. Ram Mohan Reddy and the mediators left the A.C.B. office, Kadapa and reached Pulivendula Town.

6) R. Ram Mohan Reddy met Sri Poola Aswartha Narayana, Special Deputy Collector, who took him into room No. 1 of Recreation Club. Sri Poola Aswartha Narayana, Special Deputy Collector after ascertaining that Sri R. Ram Mohan Reddy had brought the demanded bribe amount of Rs. 10,000/- instructed Sri. R. Ram Mohan Reddy to hand over the same amount to his office Attender D. Venkata Subbaiah (A.O.2) and at the same time, Sri. Poola Aswartha Narayana, Special Deputy Collector directed his office Attender to receive the amount from Sri. R. Ram Mohan Reddy. The Attender Sri. D. Venkata Subbaiah received the bribe amount from Sri. R. Ram Mohan Reddy, counted with his both hands and then he handed over the same amount to Sri. Poola Aswartha Narayana, Special Deputy Collector, who received the bribe amount with his right hand, transferred it to his left hand and kept the same in his left side pant pocket. After receiving the bribe amount only, Sri. Poola Aswartha Narayana, Special Deputy Collector put his signatures on the cheque to be issued to Smt. J. Parvathamma, sister of Sri. R. Ram Mohan Reddy. Then Sri Poola Aswartha Narayana, Special Deputy Collector went into room No. 4 for playing card game. Sri R. Ram Mohan Reddy gave the pre-arranged signal.

7) On receipt of the signal, the entire trap party rushed into Room No. 4 of Recreation Club, Kadiri Town and found total 6 persons sitting around a table and playing a card game. When the DSP disclosed his identity, Sri Poola Aswartha Narayana, Special Deputy Collector got perplexed, removed a wad of currency notes with his left hand from his left side pant pocket and threw it on the floor. The DSP conducted chemical test to both the hand fingers of Sri. Poola Aswartha Narayana, Special Deputy Collector which yielded positive result. On being asked about the bribe amount, Sri. Poola Aswartha Narayana, Special Deputy Collector showed the amount that he had thrown on the floor and stated that he had received the same amount through his office Attender D. Venkata Subbaiah. One of the mediators took the currency notes from the floor,

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counted and the serial numbers of the said currency notes were compared with that of the serial numbers already noted in the mediators report – 1 and they were tallied with each other. The DSP got subjected the inner linings of the left side pant pocket of Sri. Poola Aswartha Narayana, Special Deputy Collector to sodium carbonate test and the test proved positive. The DSP seized the bribe amount of Rs. 10,000/- and the pant of the Special Deputy Collector. The DSP got prepared sodium carbonate solution in two other glass tumblers and asked the Attender D. Venkata Subbaiah to rinse his both the hand fingers in the solution when he did so, the solution of both left and right hands turned pink. The DSP seized cheque book and File relating to the compensation amount of J. Parvathamma sister of Sri R.Ram Mohan Reddy.

8) And whereas, the aforesaid acts of Sri. D. Venkata Subbaiah, Office Sub-ordinate (Attender), O/o Special Deputy Collector, Chitravathi Balancing Reservoir, Unit-II, Pulivendula, Kadapa District constitute offence punishable under section 12 of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

9) And whereas, Government of Andhra Pradesh being the competent authority to remove the Said D. Vankata Subbiah, Office Sub-Ordinate (Attender), O/o Special Deputy Collector, Chitravathi Balancing Reservoir Unit-II, Pulivendula, Kadapa District from the Govt. service after fully and carefully examining the material placed before them in respect of the aforesaid allegation and having regard to the facts and circumstances of the case consider that the said Sri. D. Venkata Subbaiah, Office Sub-Ordinate (Attender), O/o Special Deputy Collector, Chitravathi Balancing Reservoir Unit-II, Pulivendula, Kadapa District should be prosecuted in a court of law for the above said offence.

10) Now, therefore in exercise of the powers conferred by clause (b) of sub-section (1) of Section 19 of Prevention of Corruption Act, 1988, the Government of Andhra Pradesh hereby accorded sanction for the prosecution of the said Sri. D. Venkata Subbaiah, Office Sub-Ordinate (Attender), O/o Special Deputy Collector, Chitravathi Balancing Reservoir Unit-II, Pulivendula, Kadapa District for the offence punishable under section 12 of Prevention of Corruption Act, 1988 and for any other cognate offences punishable and for any other provisions of law for the time being in force in respect of the aforesaid Acts and for taking cognizance of the said offences by a court of competent jurisdiction

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJESHWAR TIWARI
SECRETARY TO GOVERNMENT

//FORWARDED BY ORDER//

SECTION OFFICER